

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

LARRY I. NEWKIRK and RUTH A.
NEWKIRK,

Plaintiffs,

v.

CONAGRA FOODS, INC., a Delaware
corporation, et al.,

Defendants.

No. CV-08-273-FVS

ORDER GRANTING
PLAINTIFFS' MOTION TO
DISMISS

THIS MATTER having come before the Court without oral argument for consideration of two motions; no party having objected; Now, therefore

IT IS HEREBY ORDERED:

1. The "Motion to Expedite Hearing on Motion to Dismiss Defendants International Flavors and Fragrances, Inc. and Bush Boake Allen, Inc." (**Ct. Rec. 146**) is **granted**.

2. The "Motion of Plaintiffs to Dismiss International Flavors & Fragrances, Inc. and Bush Boake Allen, Inc. without prejudice" (**Ct. Rec. 144**) is **granted**.

IT IS SO ORDERED. The District Court Executive is hereby directed to enter this order and furnish copies to counsel.

DATED this 30th day of October, 2009.

s/Fred Van Sickle
Fred Van Sickle
Senior United States District Judge